10-27-03

EXPRESS MAIL NO.: EL615430348US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Art Unit: Not Yet Assigned

M. Kent Shellenberger

Examiner: Not Yet Assigned

Application No.: 10/663,187

Attorney's Docket No.

Filed: September 15, 2003

02351.0007.NPUS01

For: METHOD OF TREATING TUMORS

Confirmation No.: Not Yet Assigned

REQUEST FOR CORRECTING FILING DATE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22213-1450

Sir:

The above-identified application was filed on September 15, 2003, not September 16, 2003, as indicated incorrectly on the return receipt postcard (copy enclosed).

Enclosed is a copy of the Express Mail Certification under 37 CFR §1.10 and the dated receipt from the Post Office, both show that the application was filed on September 15, 2003.

Please correct the filing date and send us confirmation to indicate the filing date of September 15, 2003.

Respectfully submitted,

Date: October 23, 2003

Albert P. Halluin (Reg. No. 25,227) Viola T. Kung (Reg. No. 41,131)

HOWREY SIMON ARNOLD & WHITE, LLP

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| Please indicate receipt of the below-identified paper: | PTO |
|--|--|
| New Application For: Utility | Priority Date: September 13, 2002 |
| Foreign priority already claimed | Fee Amount: \$750.00 or any related fee not specified |
| Continuation CIP | Divisional CPA |
| Specification: 19 Pages | Drawings: Sheets |
| Response to Office Action Dated: | Final Rejection |
| Other: Utility Patent App. Trans. (1 pg.); Fee Transm | nittal (1 pg.); Check for \$750.00; and Return Receipt |
| Postcard | |
| Assignment Enclosed Cert. of Timel | y Mailing Exp. Mail: EL615430073US |
| <u>IDENTIFICATION</u> | OF APPLICATION |
| Serial No.: Not Yet Assigned | Responsible Attorney: APH/VTK |
| Title: METHOD OF TREATING TREMORS | 10/663187 |
| Applicant: M. Kent Shellenberger | Entered By: jp |
| Client: Elan | Firm File No.:02351.0007.NPUS01 09/16/03 |
| Mailed: September 15, 2003 Filed: September 12, 2003 | Due Date: September 13, 2003 (but Sat.was holiday) |



EXPRESS MAIL CERTIFICATION UNDER 37 C.F.R. 1.10



| | "EXPRESS MAIL" LABEL NO ELL1 | 54300730 | 12. |
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| | DATE OF DEPOSIT: September 15, 2003 | | |
| • | I hereby certify that the below-listed papers for fees vaddressed to the P.O. Box 1450, Alexandria, VA 223 United States Postal Service "Express Mail Post Off 1.10 on the date indicated above. | 313-1450 and is be | ing deposit with the |
| | Signature: Kory Mingus | Date: | September 15, 2003 |

| SENDER | FILE NO. | APPEN/PATENT. | DESCRIPTION |
|-----------|---------------------|----------------|---|
| | | | |
| A DULOUTE | 02351.0007.NPUS01 | To be assigned | Utility Patent Application; Fee |
| APH/VTK | Q2331.0007.14F USU1 | 10 00 assigned | Transmittal; Specification (19 pgs); Check for \$750; and Return Receipt Postcard |
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